

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

PATRICIA PORTER,)
)
Plaintiff,)
)
v.) Case No. 4:11 CV540 CDP
)
MICHAEL J. ASTRUE,)
)
Defendant.)

MEMORANDUM AND ORDER

This matter is before me on plaintiff's motion for attorney's fees and costs pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412. Plaintiff seeks \$4,175.60 in attorney's fees. Defendant does not oppose the motion.

On September 11, 2012, I reversed the decision of the Commissioner and remanded the case to the Commissioner under sentence four of 42 U.S.C. § 405(g) for further consideration. Because plaintiff prevailed and is not otherwise precluded from recovering attorney's fees and costs, I find plaintiff¹ is entitled to an award in the amount requested.

Accordingly,

¹The fees are payable to plaintiff, not plaintiff's attorney. See Astrue v. Ratliff, 130 S. Ct. 2521, 2524 (2010).

IT IS HEREBY ORDERED that plaintiff's motion for attorney's fees [#16] is granted, and defendant shall pay plaintiff \$4,175.60 in attorney's fees.


CATHERINE D. PERRY
UNITED STATES DISTRICT JUDGE

Dated this 2nd day of October, 2012.